

REMARKS

The issues outstanding the Office Action mailed May 24, 2007, are the rejections under 35 U.S.C. §112, §101, §102 and §103. Reconsideration of these issues, in view of the following discussion, is respectfully requested. Copies of references numbered 35-37 are attached, as the examiner has requested.

Rejections under 35 U.S.C. §101 and §112

Claim 12 has been rejected under 35 U.S.C. §101 and §112, as the result of non-U.S. format. This claim has been canceled, inasmuch as it was redundant to Claim 13. Reconsideration of these rejections is respectfully requested.

Rejections under 35 U.S.C. §102 and §103

Claims 1-4, 6-9 and 11-13 have been rejected under 35 U.S.C. §102(b) or §103 over Bartmann '285. Reconsideration of this rejection is respectfully requested.

Bartmann does not disclose compounds of formula I in Claim 1 and its dependents, having a terminal trifluoromethoxy group. Moreover, with respect to Claim 5 and its dependents, Bartmann does not disclose mixtures which comprise compounds having a –CF₂O-linking group, i.e., any compounds of formula Q-1 to Q-15. Thus, these claims are also patentable on this basis. Withdrawal of this rejection is accordingly respectfully requested.

Claims 1, 3-9 and 11-13 have also been rejected under 35 U.S.C. §102(b)/(e) over Yanai. Reconsideration of this rejection is also respectfully requested. It is respectfully submitted that the claims are patentable on the same basis as explained above.

Finally, Claim 10 has been rejected under 35 U.S.C. §103 over Barmann or Yanai taken with Heckmeier. Bartmann is discussed above, and it is again submitted that this claim is patentable for the reasons previously discussed.

The claims in the application are submitted to be in condition for allowance. However, if the examiner has any questions or comments, she is cordially invited to telephone the undersigned at the number below.

No fee, other than the 3-Month Extension of Time being paid herewith, is believed to be due with this Amendment. However, the Commissioner is hereby authorized to charge any additional fees associated with this response or credit any overpayment to Deposit Account No. 13-3402.

Respectfully submitted,

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Attorney Docket No.: MERCK-3091

Date: November 26, 2007